

UNITED STATES DISTRICT COURT
IN AND FOR THE
DISTRICT OF MASSACHUSETTS

ROBERT WNUK,
Plaintiff)
VS.) CIVIL ACTION NO. 04-30082-KPN
ARIENS COMPANY and CARLISLE TIRE
& WHEEL COMPANY,
Defendants)

**CERTIFICATION OF ARIENS COMPANY
PURSUANT TO LOCAL RULE 16.1(D)**

This will certify that counsel for the defendant, Ariens Company, has conferred with Gregg Curry, IV, authorized representative of Ariens Company: (a) with a view to establishing a budget for the cost of conducting the full course, and various alternative courses, of the litigation; and (b) to consider and to discuss the resolution of the litigation through the use of alternative dispute resolution programs, such as those outlined in Local Rule 16.4.

McCARTY, CURRY, WYDEVEN
PEETERS & HAAK


I. Gregg Curry, IV
Authorized Representative for
Ariens Company
120 East Fourth Street
Kaukauna, WI 54130
920-766-4693

MARTIN, MAGNUSON, McCARTHY
& KENNEY


Edward F. Mahoney
B.B.O. No. 546436
Lynda Riesgo Jensen
B.B.O. No. 652498
Attorneys for Defendant,
Ariens Company
101 Merrimac Street
Boston, MA 02114
617-227-3240

CERTIFICATE OF SERVICE

I, Lynda Riesgo Jensen, counsel for defendant, Ariens Company, hereby certify that on the 20th day of July, 2004, a copy of the above document was delivered in hand to:

J. Norman O'Connor, Jr., Esq.
Michael R. Palmieri
Donovan & O'Connor, LLP
1330 Mass MoCA Way
North Adams, MA 01247
Attorneys for plaintiff Robert Wnuk

William J. Dailey, Jr., Esq.
Sloane & Walsh, LLP
3 Center Plaza
Boston, MA 02108
Attorneys for defendant, Carlisle Tire &
Wheel Company


Edward P. Mahoney

B.B.O. No. 546436
Lynda Riesgo Jensen
B.B.O. No. 652498
Attorney for Defendant,
Ariens Company
101 Merrimac Street
Boston MA 02114
617-227-3240